

CHAPTER NO. 918

HOUSE BILL NO. 3453

By Representative McMillan and Mr. Speaker Naifeh and Representatives Brenda Turner, Bowers, Hargrove, Briley, Marrero, Todd, Kent, Buck, DuBois, Coleman

Substituted for: Senate Bill No. 3019

By Senators Burks, Herron

AN ACT to amend Tennessee Code Annotated, Title 29, Chapter 13, Part 1, relative to the criminal injuries compensation fund.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 29-13-105(a)(3), is amended by deleting the language "who is unmarried and under twenty-four (24) years of age".

SECTION 2. Tennessee Code Annotated, Section 29-13-105(a)(3), is further amended by deleting the language "a family member who provided substantial support or needed services to the victim at the time of the victim's death" and by substituting instead the language "a relative of the victim".

SECTION 3. Tennessee Code Annotated, Section 29-13-105(a), is amended by adding the following language as new subdivisions to be designated as follows:

(6) In the case of a sexually-oriented crime committed against a victim who is under eighteen (18) years of age, where the compensation is for unreimbursed or unreimbursable mental health counseling or treatment made necessary by the sexually-oriented crime, any sibling and/or non-offending custodial parent of the victim.

(7) In the case of domestic assault committed against the victim, where the compensation is for unreimbursed or unreimbursable mental health counseling or treatment made necessary by the crime, any child of the victim who witnesses the crime and who is under eighteen (18) years of age.

SECTION 4. Tennessee Code Annotated, Section 29-13-107, is amended by adding the following language as a new subsection to be designated as follows:

(6) Any award made for mental health counseling or treatment pursuant to §§29-13-105(a)(3), 29-13-105(a)(6) or 29-13-105(a)(7) shall be made in an amount deemed necessary and appropriate, not to exceed three thousand five hundred dollars (\$3,500).

SECTION 5. This act shall take effect on July 1, 2004, the public welfare requiring it and shall apply to all claims for compensation filed on or after July 1, 2004.

PASSED: May 20, 2004



JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES



JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this 7th day of June 2004



PHIL BREDESEN, GOVERNOR